IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 11 of 1985

The Board of Trustees of the Port
of Bombay .. Plaintiff

versus

B.K. Paper Mills P.Ltd. & ors. .. Defendants

...

Mr.U.J. Makhija i/b Mulla & Mulla for the plaintiff.

Mr.Jay Dalal i/b B. Munim & Co. for deft no.1.

None present for defendant nos.2 and 3.

CORAM : D.G. KARNIK,J.

DATED : 4th August 2005.

P.C.:

1. Learned counsel for the defendant no.1 reports no instructions. The defendant nos.2 and 3 are absent.

2. The suit is for recovery of money. The defendants have not filed written statement for

nearly 20 years. Hence, suit of the plaintiff is decreed under Order 8 Rule 10 of the Code of Civil Procedure in terms of prayer clause with the modification that interest would be payable at 9% p.a. from the date of the suit till payment.

D.G. KARNIK, J